

MEMO

NEW JERSEY STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION

TO David Shotwell, Chief, Bureau of Field Operations DATE January 8, 1987
FROM David Beeman through Anthony Cavalier - Metro Field Office
SUBJECT Arkansas Co., Newark, DHWM File #07-14-188

On 12-4-86, I gave Jessie Robbins of the Division of Hazardous Site Mitigation, Bureau of Site Operations, a copy of all material in our file. Attached are copies of items generated since then.

I am recommending that this case be referred to Site Mitigation for remedial action for the following reasons:

- 1) The corporations identified as responsible parties have been totally liquidated.
- 2) The Directive issued to Arkansas was not complied with
- 3) The clean-up is beyond the practical scope of the X-473 Emergency Services Contract and the resources of this field office.
- 4) The financially strapped City of Newark has had no success in addressing clean-up.
- 5) Conditions at the site are deteriorating and remedial action is urgent.

It is my opinion that cost recovery action should be attempted against Mark Von Sternberg and that a first priority lien also be placed on the property which is currently owned by the City of Newark.

DB:jap

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